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☒ PATENT ☐ DESIGN B&W Ref. 002973-00031 Date 5/6/02  
☐ HAND CARRY Group/Section \_\_\_\_\_ Bldg \_\_\_\_\_ Rm \_\_\_\_\_  
 Serial/Patent No. UNKNOWN Atty/Sec API/PW  
 Inventor HALAZONETIS ET AL. Client BAYER  
 Title PEPTIDES AND PEPTIDOMIMETICS WITH STRUCTURAL SIMILARITY TO HUMAN p53 THAT ACTIVATES p53 FUNCTION

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:

- ☐ total pp Spec., including : # of Claims \_\_\_\_\_  
 (# of independent claims \_\_\_\_\_): ☐ Abstract  
☐ Drawings : ☐ Formal ☐ Informal  
 # of distinct sheets \_\_\_\_\_: Figs. \_\_\_\_\_  
☐ Declaration/Power of Attorney : ☐ Executed ☐ Unexecuted  
☐ Assignment w/PTO Cover Sheet  
☐ IDS w/PTO 1449 ☐ References ☐ w/Fee  
☐ Preliminary Amendment  
☐ Priority Claim (Foreign or U.S. Provisional, B&W # \_\_\_\_\_)

- Country \_\_\_\_\_ Appl. # \_\_\_\_\_ Date \_\_\_\_\_  
☐ w/Foreign Priority Document(s)  
☐ Application : ☐ CIP ☐ Continuation ☐ Divisional  
 Parent Ser. No. \_\_\_\_\_ B&W# \_\_\_\_\_  
☐ U.S. Provisional \_\_\_\_\_ pp Spec/Claims: Cover Sheet  
☐ Response to Missing Parts/Requirements etc  
☐ Response to Notice to File Corrected Appn. Papers etc  
☐ Request for Expedited Foreign Filing License  
☐ Request for Corrected : ☐ Filing Receipt ☐ Assignment  
☐ Response to Restriction/Election Requirement

X STATUS INQUIRY DATED 10/9/01  
 Y STATUS INQUIRY DATED 2/8/02

- ☐ Sequence Listing : ☐ Diskette ☐ Paper  
☐ Amendment ☐ Response : OA etc \_\_\_\_\_  
☐ Petition for Extension of Time until \_\_\_\_\_  
☐ CPA ☐ RCE ☐ w/Ext of Time : OA etc \_\_\_\_\_  
☐ Request for Approval of Drawing Changes  
☐ Notice of Appeal & Fee  
☐ Brief : ☐ Appeal & Fee ☐ Reply  
☐ Request for Oral Hearing  
☐ Issue Fee ☐ Advance Patent Copies (# ordered \_\_\_\_\_)  
 Notice of Allowance etc \_\_\_\_\_  
☐ Amendment under 37 CFR 1.312  
☐ Request for Certificate of Correction  
☐ Transmittal ☐ Fee Transmittal w/Auth. to Charge Deposit Acct.  
☐ Certificate of Mailing  
☐ Check # \_\_\_\_\_ for \$ \_\_\_\_\_

REQUEST FOR CONFIRMATION OF ORIGINAL  
 FILING DATE AND SERIAL NUMBER  
 COPY OF DATE STAMPED RECEIPT CARD  
 COPY OF DN. APPLN TRANSMITTAL (4/11/01)  
 FEE TRANSMITTAL, IDS, PTO 1449,  
 DECLARATION, WO 96/25434

☒ PATENT ☐ DESIGN B&W Ref. 002973-00031 Date 5/6/02  
☐ HAND CARRY Group/Section \_\_\_\_\_ Bldg \_\_\_\_\_ Rm \_\_\_\_\_  
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 FEE TRANSMITTAL, IDS, PTO 1449,  
 DECLARATION, WO 96/25434

**COPY**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

**HALAZONETIS et al**

Serial No.: Not Yet Known  
Application is a Divisional of  
Serial No. 08/894,327  
(Filed December 4, 1997)

Filed: April 11, 2001

For: PEPTIDES AND PEPTIDOMIMETICS WITH STRUCTURAL SIMILARITY  
TO HUMAN p53 THAT ACTIVATE p53 FUNCTION

Atty. Docket No.: 002973.00031

Group Art Unit: Unknown

Examiner: Unknown

**STATUS INQUIRY**

Commissioner for Patents  
Washington, D. C. 20231

Sir:

Please advise us of the serial number and the status of the above-identified application including an indication as to when the next communication can be expected.

Respectfully submitted,

Date: October 9, 2001

By: 

Ajay Pathak  
Registration No. 38,266

Banner & Witcoff, Ltd.  
1001 G Street, N.W.  
Washington, D. C. 20001-4597  
(202) 508-9100



09, 829, 122 #2 0590  
10/09

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

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Group Art Unit: Unknown

Filed: April 11, 2001

Examiner: Unknown

For: PEPTIDES AND PEPTIDOMIMETICS WITH STRUCTURAL SIMILARITY  
TO HUMAN p53 THAT ACTIVATE p53 FUNCTION

**REQUEST FOR CONFIRMATION OF ORIGINAL FILING DATE  
AND SERIAL NUMBER**

Commissioner for Patents  
Washington, D. C. 20231

Sir:

On April 11, 2001, Applicants filed a Divisional Application, Fee Transmittal, Preliminary Amendment and Submission of Sequence Listing, Information Disclosure Statement, Form PTO-1449, Joint Declaration for Patent Application (copy), and copy of WO 96/25434 before the U.S. Patent and Trademark Office (USPTO). A copy of the date stamped receipt card as proof of the same is attached. Also, a copy of all papers filed on April 11, 2001 are attached hereto for the convenience of the Patent Office. Applicants have not yet received a filing receipt or notification of a serial number.

On October 9, 2001, Applicants submitted a Status Inquiry for the above-identified divisional patent application. Copy attached. Applicants filed a Second Status Inquiry on February 8, 2002. Copy attached. In response to that Second Status Inquiry, Applicants' undersigned attorney received a telephone call from "Rene" (703-308-1235) of the USPTO. She stated that application serial number 08/894,327 was patented as U.S. Patent No. 6,245,886, on June 12, 2001, and she did not know why she was given the Second Status Inquiry to respond to.

Applicants followed up on this telephone call with a call to the Office of Initial Patent Examination (OIPE) (703-308-1202), who pointed out that the USPTO did not have any record of the April 11, 2001 divisional application as ever having been filed, and directed us to PCT Branch (703-305-3257).

Mr. Jim Lisehora of PCT Branch confirmed that the USPTO did not have any record of the April 11, 2001 divisional application as ever having been filed and referred us back to OIPE.

Applicants respectfully request the USPTO to accept the attached divisional patent application papers and the date stamped receipt card as proof of the April 11, 2001 filing and accord a filing date of April 11, 2001 and assign a serial number for the above-identified divisional application.

No fees are believed due for consideration of this Request. However, the Commissioner is authorized to charge Deposit Account No. 19-9733 for any fees deemed necessary.

Respectfully submitted,

Date: May 6, 2002

By:



Ajay Pathak

Registration No. 38,266

Banner & Witcoff, Ltd.  
1001 G Street, N.W.  
Washington, D. C. 20001-4597  
(202) 508-9100

Enclosures:

- Divisional Application Transmittal
- Fee Transmittal
- Preliminary Amendment and Submission of Sequence Listing
- Information Disclosure Statement
- Form PTO-1449
- Joint Declaration for Patent Application (copy)
- Copy of WO 96/25434
- Date stamped receipt card bearing USPTO date stamp of April 11, 2001
- Status Inquiry dated October 9, 2001
- Status Inquiry dated February 8, 2002

COPY

☒ PATENT ☐ DESIGN B&W Ref. 02973.00031 Date 4-11-01  
☐ HAND CARRY Group/S ction \_\_\_\_\_ Bldg \_\_\_\_\_ Rm \_\_\_\_\_  
 Serial/Patent No. TBA Atty/Sec DH/AP/lab  
 Inventor Halazonetis et al Client Bayer/Wistar  
 Title Peptides and Peptidomimetics with Structural ..

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:

☒ 47 total pp Spec., including : # of Claims 4 ☒ Sequence Listing : ☐ Diskette ☒ Paper  
 (# of independent claims 2); ☐ Abstract ☐ Amendment ☐ Response : OA dtd \_\_\_\_\_  
☐ Drawings : ☐ Formal ☐ Informal ☐ CPA ☐ RCE ☐ w/Ext of Time : OA dtd \_\_\_\_\_  
 # of distinct sheets \_\_\_\_\_ : Figs. \_\_\_\_\_ ☐ Petition for Extension of Time until \_\_\_\_\_  
☒ Declaration/PoA : ☒ Executed ☐ Unexecuted ☐ Request for Approval of Drawing Changes  
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☒ IDS w/PTO 1449 ☐ References ☐ w/Fee ☐ Request for Oral Hearing  
☒ Preliminary Amendment / Sub of Sequence ☐ Issue Fee ☐ Adv. Patent Copies (#ordered \_\_\_\_\_)  
☐ Priority Claim (Foreign or U.S.Prov. B&W# \_\_\_\_\_) Notice of Allowance dtd \_\_\_\_\_  
 Country \_\_\_\_\_ Appl. # \_\_\_\_\_ Date \_\_\_\_\_ ☐ Amendment under 37 CFR 1.312  
☐ w/Foreign Priority Document(s) ☐ Request for Certificate of Correction  
☒ Application : ☐ CJP ☐ Continuation ☒ Divisional ☐ Check # \_\_\_\_\_ for \$ \_\_\_\_\_  
 Parent Ser. No. 08/844,327 B&W# 2973.14718 ☐ Check # \_\_\_\_\_ for \$ \_\_\_\_\_  
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☐ Request for Corrected : ☐ Filing Rec ☐ Assignment  
☐ Response to Restriction/Election Requirement

APR 11 2001  
 U.S. PATENT & TRADEMARK OFFICE

14

B&W Rev. 10/00

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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> (Only for new nonprovisional applications under 37 C.F.R. 1.53)		Attorney Docket No.	02973.00031
		First Inventor	Halazonetis et al.
		Title	Peptides and Peptidomimetics with Structural Similarity to Human p53 that Activate p53 Function
		Express Mail Label No.	

<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.		<b>ADDRESS TO:</b> Assistant Commissioner for Patents Box Patent Application Washington, DC 20231	
1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a duplicate for fee processing) 2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. 3. <input checked="" type="checkbox"/> Specification [Total Pages <u>47</u> ] (preferred arrangement set forth below) - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure 4. <input type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets <u>    </u> ] 5. Oath or Declaration [Total Pages <u>    </u> ] a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63 (d)) (for a continuation/divisional with Box 18 completed) i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). 6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76		7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) 8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input checked="" type="checkbox"/> paper c. <input type="checkbox"/> Statements verifying identity of above copies <b>ACCOMPANYING APPLICATIONS PARTS</b> 9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s)) 10. <input type="checkbox"/> 37 C.F.R. §3.73(b) Statement <input type="checkbox"/> Power of Attorney (when there is an assignee) 11. <input type="checkbox"/> English Translation Document (if applicable) 12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations 13. <input checked="" type="checkbox"/> Preliminary Amendment 14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized) 15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed) 16. <input type="checkbox"/> Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. 17. <input type="checkbox"/> Other: _____	

18. If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP)

of prior application No: 08 / 894.327

Prior application information: Examiner J. Huff

Group / Art Unit: 1642

For **CONTINUATION** or **DIVISIONAL APPS** only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

<b>17. CORRESPONDENCE ADDRESS</b>					
<input type="checkbox"/> Customer Number or Bar Code Label		22907		or <input type="checkbox"/> Correspondence address below	
		(Insert Customer No. or Attach bar code label here)			
Name	Banner & Witcoff, LTD.				
Address	1001 G Street, NW, 11 <sup>th</sup> Floor				
City	Washington	State	dc	Zip Code	20001-4597
Country	USA	Telephone	202-508-9100	Fax	202-508-9299

Name (Print/Type)	Ajay Pathak	Registration No. (Attorney/Agent)	38,266
Signature	<i>Ajay Pathak</i>	Date	April 11, 2001

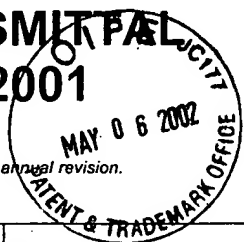
Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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U.S. Patent and Trademark Office

PTO/SB/17 (11-00)  
use through 10/31/2002. OMB 0651-0032  
U.S. DEPARTMENT OF COMMERCE  
it displays a valid OMB control number.**FEE TRANSMITTAL  
for FY 2001**

Patent fees are subject to annual revision.



TOTAL AMOUNT OF PAYMENT (\$ 710

Complete If Known	
Application Number	TBA
Filing Date	Herewith
First Named Inventor	Halazonetis et al.
Examiner Name	Unknown
Group / Art Unit	Unknown
Attorney Docket No.	02973.00031

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																																																		
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:  Deposit Account Number: 19-0733  Deposit Account Name: Banner & Witcoff, LTD  <input type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		<b>3. ADDITIONAL FEES</b> <table border="1"> <thead> <tr> <th>Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td></td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td></td></tr> <tr><td>116</td><td>390</td><td>216</td><td>195</td><td></td></tr> <tr><td>117</td><td>890</td><td>217</td><td>445</td><td></td></tr> <tr><td>118</td><td>1,390</td><td>218</td><td>695</td><td></td></tr> <tr><td>128</td><td>1,890</td><td>228</td><td>945</td><td></td></tr> <tr><td>119</td><td>310</td><td>219</td><td>155</td><td></td></tr> <tr><td>120</td><td>310</td><td>220</td><td>155</td><td></td></tr> <tr><td>121</td><td>270</td><td>221</td><td>135</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td></td></tr> <tr><td>141</td><td>1,240</td><td>241</td><td>620</td><td></td></tr> <tr><td>142</td><td>1,240</td><td>242</td><td>620</td><td></td></tr> <tr><td>143</td><td>440</td><td>243</td><td>220</td><td></td></tr> <tr><td>144</td><td>600</td><td>244</td><td>300</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td></td></tr> <tr><td>123</td><td>130</td><td>123</td><td>130</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td></td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td></td></tr> <tr><td>146</td><td>710</td><td>246</td><td>355</td><td></td></tr> <tr><td>149</td><td>710</td><td>249</td><td>355</td><td></td></tr> <tr><td>179</td><td>710</td><td>279</td><td>355</td><td></td></tr> <tr><td>169</td><td>900</td><td>169</td><td>900</td><td></td></tr> </tbody> </table>		Fee Code	Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid	105	130	205	65		127	50	227	25		139	130	139	130		147	2,520	147	2,520		112	920*	112	920*		113	1,840*	113	1,840*		115	110	215	55		116	390	216	195		117	890	217	445		118	1,390	218	695		128	1,890	228	945		119	310	219	155		120	310	220	155		121	270	221	135		138	1,510	138	1,510		140	110	240	55		141	1,240	241	620		142	1,240	242	620		143	440	243	220		144	600	244	300		122	130	122	130		123	130	123	130		126	180	126	180		581	40	581	40		146	710	246	355		149	710	249	355		179	710	279	355		169	900	169	900	
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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Ajay Pathak	Registration No. Attorney/Agent)	38,266
Signature	<i>Ajay Pathak</i>	Telephone	202-508-9100
		Date	April 11, 2001

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